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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

THOMAS COUSEY, et al.,) CASE NO C05-01117 TEH
)
Plaintiffs,) STIPULATION AND PROPOSED ORDER
vs.) FOR CONDITIONAL DISMISSAL
)
CITY OF OAKLAND, et al,) Trial Date: February 27, 2007
) Pretrial Conf. Date: February 12, 2006
Defendants.)
_____)

WHEREAS, the parties have reached a tentative settlement of the entire action which is subject to final approval by the City of Oakland City Council,

IT IS HEREBY STIPULATED AND AGREED THAT this action shall be conditionally dismissed pending finalization of the settlement.

IT IS HEREBY FURTHER STIPULATED AND AGREED THAT the action shall be dismissed with prejudice on June 2, 2007 unless the parties advise the Court in writing prior to that date that the settlement has not been finalized or have filed a Stipulation for dismissal

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with prejudice prior to that time.

IT IS SO STIPULATED:

Dated: February 2, 2007

JAMES B. CHANIN
Attorney for Plaintiff

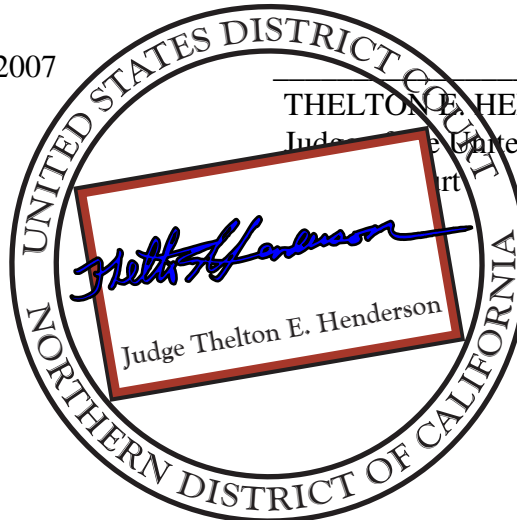
Dated: February 2, 2007

STEPHEN Q. ROWELL
Attorney for Defendants

PURSUANT TO STIPULATION,
IT SO ORDERED:

Dated: 02/02, 2007

THELTON E. HENDERSON
Judge of the United States
Court



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